

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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GARY LA BARBERA, THOMAS GESUALDI

**STIPULATION TO ADJOURN**  
Index No.:07-CV-5763 (JSR)

LAWRENCE KUDLA, LOUIS BISIGNANO,  
ANTHONY PIROZZI, FRANK FINKEL,  
JOSEPH FERRARA, SR., LYNN MOUREY  
MARC HERBST, and THOMAS PIALI  
As Trustees and Fiduciaries of the Local 282  
Pension Trust Fund,

Plaintiffs,

- against -

JUDA CONSTRUCTION, LTD; FULLERTON  
LAND DEVELOPMENT, LTD, a/k/a  
FULLERTON AVENUE LAND DEVELOPMENT,  
LTD; CTJ CONSTRUCTION, LTD; CHATHAM  
CONSTRUCTION, LTD; FINESSE  
CONSTRUCTION LLC; INNOVATIVE  
DISPOSAL SYSTEMS LLC; PURE EARTH,  
INC; PURE EARTH TRANSPORTATION AND  
DISPOSAL SYSTEMS, INC. a/k/a AMERICAN  
TRANSPORTATION AND DISPOSAL  
SYSTEMS, LTD; PURE EARTH MATERIALS,  
INC. a/k/a SOUTH JERSEY DEVELOPMENT,  
INC.; THOMAS ATTONITO; NICHOLAS  
PANICCIA; and CHRISTOPHER UZZI,

Defendants.

X

IT IS HEREBY STIPULATED, CONSENTED TO AND AGREED BY and between the  
Undersigned attorneys that:

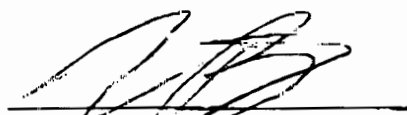
The plaintiffs consent to adjourn the defendants', FULLERTON LAND  
DEVELOPMENT, LTD, a/k/a FULLERTON AVENUE LAND DEVELOPMENT LTD,  
CTJ CONSTRUCTION LTD, CHATHAM CONSTRUCTION LTD, THOMAS

ATTORITO, NICHOLAS PANICCIA and CHRISTOPHER UZZI's time to answer or otherwise move to and including August 15, 2007.

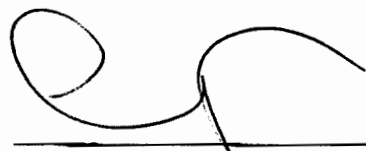
The defendants waive any defense relating to service or defect of process.

Facsimile signatures shall constitute original signatures for the purposes of this stipulation.

Dated: Westchester, New York  
August 7, 2007



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